

**CITY OF LONG BEACH
CITY COUNCIL AGENDA**

Bonnie Lowenthal, 1st District
Dan Baker, 2nd District
Frank Colonna, Vice Mayor, 3rd District
Dennis Carroll, 4th District

Gerald R. Miller, City Manager
Larry G. Herrera, City Clerk



Beverly O'Neill, Mayor

**TUESDAY, OCTOBER 14, 2003
COUNCIL CHAMBER, 5:00 P.M.**

Jackie Kell, 5th District
Laura Richardson, 6th District
Tonia Reyes Uranga, 7th District
Rob Webb, 8th District
Val Lerch, 9th District

Robert E. Shannon, City Attorney

FINISHED AGENDA & DRAFT MINUTES

Call to Order: 5:04 P.M.

Roll Call - Councilmembers Present: Lowenthal, Baker, Colonna, Carroll, Kell,
Richardson, Reyes Uranga, Webb, Lerch.

Absent: None.

Also Present: Beverly O'Neill, Mayor
Gerald R. Miller, City Manager
Reginald Harrison, Deputy City Manager
Robert E. Shannon, City Attorney
Larry G. Herrera, City Clerk
Sharon Stone, Chief Deputy City Clerk

Mayor O'Neill presiding.

Flag Salute

Invocation: Pastor David Laughray, Long Beach Church of Religious Science

Pet Adoption Program Introduction

ACKNOWLEDGMENTS AND PRESENTATIONS

Dr. Robert Maxson, President of California State University Long Beach, presented new class of President's Scholars.

Proclamation presented for Disability Awareness Month – October 2003.

Certificate of Recognition presented to Heartwell Pony League World Series Champions.

Memorial Resolution for Monsignor Ernest J. Gualderon.

APPROVAL OF MINUTES

ACTION: Approved minutes of September 23, 2003. (Baker/Lowenthal) (9/0 Unanimous)

Ordinance No. C-7594 provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council.

HEARINGS:

1. DEPARTMENTS: COMMUNITY DEVELOPMENT AND PARKS, RECREATION AND
MARINE

SUBJECT: Amendment to project description for grant funds from County of Los Angeles Regional Park and Open Space District Specified Project Grant Program 58F5-94-0095. (Resolution amending the eligible uses of grant funds from the County of Los Angeles Regional Park and Open Space District Specified Projects Grant Program.) (District 7) (Docs. 2-3)

SUGGESTED ACTION:

Receive supporting documentation into the record and conclude the hearing.

Adopt Resolution to authorize City Manager to amend the application to the Los Angeles County Board of Supervisors to change the grant description of Grant 58F5-94-0095 related to the proposed sports park.

ACTION: Received supporting documentation into the record, concluded the hearing, **adopted Resolution No. C-28274**, and authorized City Manager to amend the application to the Los Angeles County Board of Supervisors to change the grant description of Grant 58F5-94-0095 related to the proposed sports park. (Reyes Uranga/Lowenthal) (8/0 Unanimous) (Absent: Webb)

Speaker: Ann Cantrell.

2. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: First Amendment to the Second Amended and Restated Joint Powers Agreement and issuance of fixed rate refunding bonds for the Southeast Resource Recovery Facility. (Resolution authorizing the execution and delivery by the City of a First Amendment to Second Amended and Restated Joint Powers Agreement and authorizing related actions.) (Resolution approving and authorizing the execution and delivery of a lease agreement and various documents related to the refinancing of the Southeast Resource Recovery Facility; determining and prescribing certain matters related thereto; and ratifying any action heretofore taken in connection therewith.) (District 1) (Docs. 4-5)

SUGGESTED ACTION:

Receive supporting documentation into the record and conclude the hearing pursuant to Section 6586.5 of the California Government Code concerning the use of bond proceeds for the proposed Citywide capital projects

Adopt Resolution authorizing the execution and delivery by the City of a First Amendment to the Second Amended and Restated Joint Powers Agreement by and between the City of Long Beach and the County Sanitation District No. 2 of Los Angeles County.

ACTION: Received supporting documentation into the record and concluded the hearing pursuant to Section 6586.5 of the California Government Code concerning the use of bond proceeds for the proposed Citywide capital projects, and **adopted Resolution No. C-28275** authorizing the execution and delivery by the City of a First Amendment to the Second Amended and Restated Joint Powers Agreement by and between the City of Long Beach and the County Sanitation District No. 2 of Los Angeles County. (Lowenthal/Baker) (6/0 Unanimous) (Absent: Colonna, Carroll, Richardson)

Adopt Resolution providing for the sale of SERRF refunding bonds in an amount not to exceed \$135 million.

Authorize City Manager to execute certificates, documents and agreements in accordance with the Resolutions.

ACTION: **Adopted Resolution No. C-28276** and authorize City Manager to execute certificates, documents and agreements in accordance with the Resolutions. (Lowenthal/Baker) (6/0 Unanimous) (Absent: Colonna, Carroll, Richardson)

Speaker: Diana Mann

3. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: Application of Sieng Sokvan Vuth, dba The Green Mango Restaurant, for a Permit for Entertainment with Dancing by Patrons at an Existing Restaurant at 1360 E. Anaheim Street No. 205. (District 2) (Doc. 6)

SUGGESTED ACTION:

Receive supporting documentation into the record and conclude the hearing.

Grant the permit, with or without conditions; or deny the permit.

ACTION: Received supporting documentation into the record, concluded the hearing and granted the permit with conditions. (Baker/Colonna) (6/0 Unanimous)
(Absent: Lowenthal, Carroll, Reyes Uranga.)

4. DEPARTMENT: PUBLIC WORKS

SUBJECT: Resolution No. C-28273, intention to vacate portions of Home Street and alleys south of Fifty-first Street and west of Long Beach Boulevard. (District 8) (Doc. 7)

SUGGESTED ACTION:

Continue public hearing to Tuesday, November 11, 2003, at 5:00 P.M. to provide additional time for the Long Beach Unified School District to comply with their right-of-way dedication requirements.

ACTION: As recommended. (Webb/Colonna) (6/0 Unanimous) (Absent: Lowenthal, Carroll, Reyes Uranga)

PUBLIC COMMENT: OBTAIN SPEAKER CARD FROM CITY CLERK

Opportunity given to first 10 citizens who have submitted speaker cards in writing to the City Clerk to address the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

Speakers: Polly Thomas spoke regarding the filming permit process and notification to the community.

Harvey Cochran announced various community events.

Diane Rush, spoke regarding the terms of the lease between the City and Queen Seaport Development, Inc. for the Queen Mary at 1126 Queens Highway.

Thomas Murphy spoke regarding the historic 1933 Earthquake.

Sopha Sum spoke regarding pedestrian safety.

Brenda Moran spoke regarding the 2002-2003 New Image Winter Shelter Program.

Lynda Moran spoke regarding the 2002-2003 New Image Winter Shelter Program.

Frank Chhay spoke regarding pedestrian safety in the vicinities of Atlantic Avenue and New York Street, Atlantic Avenue and Jack Rabbit Lane, and Burnett and Cherry.

Doeum Man spoke regarding pedestrian safety.

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

CONSENT CALENDAR: (5 - 37) (Pulled for discussion Items 9, 10, 11, 20 and 29)

5. DEPARTMENT: CITY AUDITOR

SUBJECT: Contract with Edward White & Co., to conduct Article 9 review. (Doc. 9)

SUGGESTED ACTION:

Authorize City Manager to execute contract in amount not to exceed \$255,000 for term of December 1, 2003 to November 30, 2004.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

6. DEPARTMENT: CITY CLERK

SUBJECT: Claims for Damages. (Docs. 10-45)

SUGGESTED ACTION:

Refer to City Attorney the damage claims received between September 18, 2003 and October 9, 2003.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

7. DEPARTMENT: COMMUNITY DEVELOPMENT

SUBJECT: Commercial and Industrial Rehabilitation Revolving Loan Fund Loan to Pacific Pallet Company. (District 1) (Doc. 46)

SUGGESTED ACTION:

Authorize City Manager to execute a 20-year fully amortized Revolving Loan Fund loan at 5 percent in the amount of \$175,000 to Steve Amato and Sam Amato dba Pacific Pallet Company.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

8. DEPARTMENT: COMMUNITY DEVELOPMENT AND PARKS, RECREATION, AND
MARINE

SUBJECT: Memorandum of Understanding between City of Long Beach and Signal Hill Petroleum, Inc., concerning future negotiations for conveyance of property rights and the revision of oil and gas operating easements on City fee property. (District 7) (Doc. 47)

SUGGESTED ACTION:

Authorize City Manager to execute the Memorandum of Understanding.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

9. DEPARTMENT: COMMUNITY DEVELOPMENT

SUBJECT: Amendment to Contract No. 28036 with David Paul Rosen & Associates regarding the proposed Housing Trust Fund. (Citywide) (Doc. 85)

SUGGESTED ACTION:

Authorize City Manager to execute amendment to increase the amount by \$45,000, for a total contract amount of \$211,500, to provide for community outreach.

ACTION: As recommended. (Lowenthal/Carroll) (7/0 Unanimous) (Absent: Colonna, Kell)

Speaker: Thomas Murphy

10. DEPARTMENT: COMMUNITY DEVELOPMENT

SUBJECT: Amendment with the South Bay Center for Counseling for the Hire-A-Youth Program. (Citywide) (Doc. 86)

SUGGESTED ACTION:

Authorize City Manager to execute all necessary documents to receive additional funds in the amount of \$81,000 from the South Bay Center for Counseling for the period of October 1, 2003 through June 30, 2004 and execute any subsequent contract amendments through the end of the contract period.

ACTION: As recommended. (Baker/Lowenthal) (6/0 Unanimous) (Absent: Colonna, Carroll, Kell)

Speaker: Thomas Murphy

11. DEPARTMENT: COMMUNITY DEVELOPMENT

SUBJECT: Second Year Allocation from the County of Orange to provide services through the Statewide Nurse Workforce Initiative Project and amendments to contracts with subcontractors. (Citywide) (Doc. 87)

SUGGESTED ACTION:

Authorize City Manager to execute all necessary documents to amend the Nurse Workforce Initiative contract with the County of Orange, for a cumulative total of \$702,000, for the period of January 1, 2003 through June 30, 2004.

Authorize City Manager to execute amendments to contracts with organizations specified in Exhibit "A" to provide services under the Nurse Workforce Initiative for the period of January 1, 2003 through June 30, 2004.

Increase appropriations in the Community Development Grants Fund (SR 150) and in the Department of Community Development (CD) by \$407,000.

ACTION: As recommended. (Baker/Lowenthal) (7/0 Unanimous) (Absent: Kell, Lerch)
Speaker: Thomas Murphy

12. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: Revocation of entertainment permit and business license for Gilliam & Wales of Dublin, Inc., dba The Pier (Aka Live Bait), 6251 E. Pacific Coast Highway. (District 3) (Doc. 48)

SUGGESTED ACTION:

Refer to Hearing Officer in accordance with Long Beach Municipal Code 2.93.050 (B) (1) and request City Clerk to notify the applicant and affected City departments of the time and place of hearing.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

13. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: Specifications No. PA-02103 and award the contracts to Danny's Auto Painting, Carcoa Quality Body and Paint, and Prestige Auto Body Clinic, Inc., to furnish and deliver vehicular body, frame and refinishing repairs. (Citywide) (Doc. 49)

SUGGESTED ACTION:

Adopt Specifications and award contracts in the estimated amount of \$350,000 for a one year period, with the option for two additional one-year periods.

Authorize amendments to exercise the City's option to renew where noted and authorize City Manager to execute same.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

14. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: Specifications No. PA-01703 and award contracts to Unisource Corporation and Healthy Clean Buildings Corporation, to furnish and deliver custodial supplies. (Citywide) (Doc. 50)

SUGGESTED ACTION:

Adopt Specifications and award contracts in the estimated amount of \$375,000 for a term of one year, with the option for two additional one-year periods.

Authorize amendments to exercise the City's option to renew where noted and authorize City Manager to execute same.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

15. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: Specifications No. PA-01603 and award the contract to Adamson Industries for Police Vehicle Auxiliary Equipment. (Citywide) (Doc. 51)

SUGGESTED ACTION:

Adopt Specifications and award contract in the estimated amount of \$150,000 for a term of one year, with the option for two additional one-year periods.

Authorize amendments to exercise the City's option to renew the contract and authorize City Manager to execute same.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

16. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: Specifications No. PA-02303 and award the contracts to H&H Auto Parts, Pacific Supply, Warren Distributing, Ford West, C & C Automotive, The Lighthouse, and Friction Materials for the purchase of automotive parts and supplies. (Citywide) (Doc. 52)

SUGGESTED ACTION:

Adopt Specifications and award contracts in the estimated amount of \$675,000 for a term of one year, with the option for two additional one-year periods.

Authorize amendments to exercise the City's option to renew where noted and authorize City Manager to execute same.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

17. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: Specifications No. PA-00703 and award the contract to All-Star Fire Equipment, Inc., to furnish and deliver turnout coats and pants. (Citywide) (Doc. 53)

SUGGESTED ACTION:

Adopt Specifications and award contract in the estimated amount of \$125,000 for a term of one year, with options for two additional one-year periods.

Authorize amendments to exercise the City's option to renew where noted and authorize City Manager to execute same.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

18. DEPARTMENT: FIRE

SUBJECT: Grant funding from State of California, Department of Boating and Waterways, for the purpose of purchasing replacement diesel engines for a rescue boat. (Districts 2,3) (Doc. 54)

SUGGESTED ACTION:

Authorize City Manager to execute all necessary documents to receive and expend grant funding from the State of California, Department of Boating and Waterways, for the purchase of three diesel engines and transmissions.

Increase appropriations in the Tidelands Operating Fund (TF) and in the Fire Department (FD) by \$75,000.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

19. DEPARTMENT: LAW

SUBJECT: Sixth amendment to contract with law firm of Bannan, Green, Frank & Terzian, LLP in matter entitled Shirley and Jason McClure v. City of Long Beach, et al. (Doc. 54.1)

SUGGESTED ACTION:

Authorize City Manager to execute amendment to increase contract by an additional \$750,000.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

20. DEPARTMENT: LONG BEACH ENERGY

SUBJECT: Master Services Contract Schedule A and Addendum - Intrastate Transmission Service Agreement with Southern California Gas Company for the transmission of natural gas to the City of Long Beach. (Citywide) (Doc. 88)

SUGGESTED ACTION:

Authorize City Manager to execute Schedule A and the Addendum, which are attachments to the current long term Master Services Contract No. 26729 between the City and Southern California Gas Company for the transmission of natural gas.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Absent: Kell)

Speaker: Thomas Murphy

21. DEPARTMENT: PARKS, RECREATION AND MARINE

SUBJECT: Agreement with Southern California Marine Association for the October 2003 Annual International Sail and Power Boat Show. (District 2) (Doc. 55)

SUGGESTED ACTION:

Authorize City Manager to execute agreement to hold the Annual International Sail and Power Boat Show from October 16 through October 19, 2003, at gangways DD and EE at the Downtown Marina and utilize the boat owner parking area adjacent to gangways DD through EE.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

22. DEPARTMENT: PARKS, RECREATION AND MARINE

SUBJECT: Agreement with Recreation Dog Park Association for the donation of supplies, materials and volunteer labor. (District 3) (Doc. 56)

SUGGESTED ACTION:

Authorize City Manager to execute an agreement for a term of five years.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

23. DEPARTMENT: PARKS, RECREATION AND MARINE

SUBJECT: Permit with Mary Browne allowing sale of sketch portraits at Rainbow Harbor.
(District 2) (Doc. 57)

SUGGESTED ACTION:

Authorize City Manager to execute permit with Ms. Mary Browne allowing her to operate as a commercial sketch artist from designated portions of Rainbow Harbor for a term of one year, with one, one-year option for renewal subject to the approval of the City Manager.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

24. DEPARTMENT: PARKS, RECREATION AND MARINE

SUBJECT: Advertising program at Bayshore Roller Hockey Rink. (District 3) (Doc. 58)

SUGGESTED ACTION:

Authorize City Manager or his designee, to enter into advertising agreements for advertising space at the Bayshore Roller Hockey Rink.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

25. DEPARTMENT: PARKS, RECREATION AND MARINE

SUBJECT: 2002 Long Beach Municipal Golf Commission Annual Report. (Citywide)
(Doc. 59)

SUGGESTED ACTION:

Receive and file the report and continue the Commission in its existing format for the next calendar year.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

26. DEPARTMENT: POLICE

SUBJECT: Alcoholic Beverage License Applications (Person-to-Person Transfers)
(Docs. 60-63)

- A. Application of Rimpco Incorporated, dba Shell, for a person-to-person transfer of an off-sale beer and wine license at 1790 Palo Verde Avenue. (District 3)
- B. Application of Ok Ka Kim and Sun Yung Kim, dba California Sushi & Teriyaki, for a person-to-person transfer of an on-sale beer and wine for bonafide eating place license at 2620 Long Beach Boulevard, Suite E. (District 6)
- C. Application of Bright K Incorporated, dba Liquor Mill, for a person-to-person transfer of an off-sale general license at 5440 Long Beach Boulevard. (District 8)

SUGGESTED ACTION:

Receive and file with existing conditions.

ACTION: Reconsidered Item 26 and laid over Subitem B to November 4, 2003.
(Richardson/Baker) (8/0 Unanimous) (Abstained: Colonna)

27. DEPARTMENT: POLICE

SUBJECT: Agreement to provide use of the Police Pistol Range to the California Department of Justice, Bureau of Medi-Cal Fraud and Elder Abuse.
(District 5) (Doc. 64)

SUGGESTED ACTION:

Authorize City Manager to execute agreement, which may be terminated with thirty (30) days' written notice by either party.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

28. DEPARTMENT: POLICE

SUBJECT: Lease Agreement with County of Los Angeles for 162 parking spaces located at the County Courthouse parking lot at the corner of Ocean Boulevard and Magnolia Street. (District 1) (Doc. 65)

SUGGESTED ACTION:

Authorize City Manager to execute an agreement for a term of five years at the monthly rental rate of \$9,234.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

29. DEPARTMENT: PUBLIC WORKS

SUBJECT: Public Walkways Occupancy Permit for balconies over the public sidewalk located at 330, 490 and 510 Pine Avenue. (District 1) (Doc. 89)

SUGGESTED ACTION:

Authorize City Manager to execute the permit.

ACTION: As recommended. (Lowenthal/Baker) (8/0 Unanimous) (Absent: Kell)

Speaker: Thomas Murphy

30. DEPARTMENT: PUBLIC WORKS

SUBJECT: Public Walkways Occupancy Permit for sidewalk dining at Bono's Restaurant located at 4901 East Second Street. (District 3) (Doc. 66)

SUGGESTED ACTION:

Authorize City Manager to execute the permit.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

31. DEPARTMENT: PUBLIC WORKS

SUBJECT: Public Walkways Occupancy Permit for sidewalk dining at Vie De France Restaurant located at 4911 East Second Street. (District 3) (Doc. 67)

SUGGESTED ACTION:

Authorize City Manager to execute the permit.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

32. DEPARTMENT: PUBLIC WORKS

SUBJECT: Granting of Facility/Pipeline Permit Supplement No. S-4-03 under existing Facility/Pipeline Permit No. P-164-88 to ARCO Terminal Services Corporation, to allow the installation of a conduit across Burnett Street east of DeForest Avenue for the cathodic protection of an existing pipeline. (District 7) (Doc. 68)

SUGGESTED ACTION:

Determine that the granting of Facility/Pipeline Permit Supplement will not be contrary to the public interest; and authorize City Manager to issue said permit supplement in accordance with Section 15.44.060, Permit Issuance, of the Long Beach Municipal Code.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

33. DEPARTMENT: TECHNOLOGY SERVICES

SUBJECT: Refund overpayment on the sale of a retired police helicopter by Conway Associates. (Citywide) (Doc. 69)

SUGGESTED ACTION:

Authorize City Manager to issue a refund in the amount of \$8,900 to Conway Associates for the overpayment on the sale of a retired Police Department helicopter.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

34. ADVISORY COMMISSION: CITY PLANNING COMMISSION

SUBJECT: Mills Act Historic Property Contract for Crandell/Howard House at 5725 Corso di Napoli. (District 3) (Doc. 70)

SUGGESTED ACTION:

Authorize City Manager to execute Mills Act Historic Property Contract with Mr. and Mrs. James Howard.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

35. DEPARTMENTS: VARIOUS

SUBJECT: Minutes for filing: (Docs. 71-80)

Civil Service Commission, September 10 and 17, 2003

Harbor Commission, September 15, 2003

Parks and Recreation Commission, August 21, 2003

Planning Commission, August 7 and 21, and September 4, 2003

Water Commission, August 28, September 4 and 18, 2003

SUGGESTED ACTION:

Receive and file.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

36. DEPARTMENT: LEGISLATIVE

SUBJECT: Proclamations proclaiming October 2003 as Disability Awareness Month; Certificate of Recognition for Heartwell Pony League; and Memorial Resolution for Monsignor Ernest J. Gualderon. (Docs. 81-83)

SUGGESTED ACTION:

Approve.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

37. DEPARTMENT: LEGISLATIVE

SUBJECT: Approval requested to issue proclamations to Long Beach Unified School District, the National Winner of the Broad Prize for Urban Education as America's Best Urban School District. (Doc. 84)

SUGGESTED ACTION:

Approve.

ACTION: As recommended. (Baker/Lowenthal) (8/0 Unanimous) (Abstained: Colonna)

SUGGESTED ACTION: CONCUR IN RECOMMENDATIONS ON CONSENT CALENDAR.

UNFINISHED BUSINESS:

38. DEPARTMENT: POLICE

SUBJECT: Application of Phally Im, dba Little Phnom Penh Market, for a person-to-person transfer of an off-sale beer and wine license at 810 East Anaheim Street. (District 6) (Docs. 90-91)

SUGGESTED ACTION:

Receive and file application with existing conditions.

ACTION: Requested City Clerk to transmit conditions to State Department of Alcoholic Beverage Control. (Richardson/Baker) (9/0 Unanimous)

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

39. COUNCIL OFFICES: VICE MAYOR FRANK COLONNA, THIRD DISTRICT
COUNCILWOMAN JACKIE KELL, FIFTH DISTRICT
COUNCILMEMBER VAL LERCH, NINTH DISTRICT
COUNCILMEMBER BONNIE LOWENTHAL, FIRST DISTRICT

SUBJECT: Report on ambulance service programs. (Docs. 92-94)

SUGGESTED ACTION:

Request City Manager to prepare report on programs now in place in surrounding communities that provide for residents to pay a voluntary annual payment to provide for ambulance service that might be implemented for our City's residents when requiring emergency patient transport.

ACTION: As recommended. (Colonna/Baker) (9/0 Unanimous)

Speaker: Gary Shelton

40. COUNCIL OFFICE: VICE MAYOR FRANK COLONNA, THIRD DISTRICT

SUBJECT: Closure hours on Bay Shore Avenue. (Doc. 95)

SUGGESTED ACTION:

Request existing closure hours of 9:00 A.M. to 5:00 P.M. on Bay Shore Avenue between Second Street and Ocean Boulevard be changed to 10:00 A.M. to 4:00 P.M.

ACTION: As recommended. (Colonna/Baker) (9/0 Unanimous)

41. COUNCIL OFFICE: COUNCILMEMBER BONNIE LOWENTHAL, FIRST DISTRICT

SUBJECT: Creation of a Homeless Emergency Assistance Response Team (HEART). (Doc. 96)

SUGGESTED ACTION:

Request City Manager to work with Police Department, Department of Health and Human Services, and other departments as appropriate in creating a Homeless Emergency Assistance Response Team (HEART), with no impact to the general fund and modeled after the Domestic Abuse Response Team (DART).

ACTION: As recommended. (Lowenthal/Lerch) (9/0 Unanimous)

Speakers: Pat San Jose
Arlene Mercer
Allen Hose

42. COUNCIL OFFICE: COUNCILMEMBER DAN BAKER, SECOND DISTRICT

SUBJECT: Create new system for newsletter and flier reproduction. (Doc. 97)

SUGGESTED ACTION:

Request City Manager to work with neighborhood groups to explore ways to create a new system for newsletter and flier reproduction that addresses the concerns about cost and content.

ACTION: Received and filed with understanding that City Manager would restore service and rescind deadline. (Baker/Carroll) (9/0 Unanimous)

43. COUNCIL OFFICE: COUNCILMEMBER DENNIS CARROLL, FOURTH DISTRICT

SUBJECT: Neighborhood resource center copying policy. (Docs. 98-103)

SUGGESTED ACTION:

Request City Manager to review policy; explore alternative possibilities that would not charge the General Fund; review all options; and make recommendations to the City Council.

ACTION: Received and filed. (Carroll/Lowenthal) (9/0 Unanimous)

Speakers: Bry Myown
Dennis Snyder
Diana Lejins
Traci Wilson-Kleekamp
Jan Ward
Casey Carver
Shirley Buchanan
Linda Ivers
Maria Norvell
Jack Smith
Dave San Jose
Jim Eckhardt
Gary Shelton
Louis Lester
Joe Sopo
Allen Hose

44. COUNCIL OFFICE: COUNCILMEMBER DENNIS CARROLL, FOURTH DISTRICT

SUBJECT: Report on Long Beach Airport curfew violations enforcement. (Docs. 107-110)

SUGGESTED ACTION:

Request City Manager to prepare report to include all curfew violations identified since the date of the agreement between the City Prosecutor's office and JetBlue; enforcement taken for each violation; recommendations for stricter legal enforcement of the curfew ordinance; and recommendations for any additional means through which airline compliance may be obtained.

ACTION: As recommended. (Carroll/Baker) (9/0 Unanimous)

45. COUNCIL OFFICE: COUNCILMEMBER TONIA REYES URANGA, SEVENTH DISTRICT
SUBJECT: Public use of audio/visual equipment at City Council meetings. (Doc. 115)
SUGGESTED ACTION:

Refer to Housing and Neighborhoods Committee for adoption of recommendations to the City Council.

ACTION: As recommended. (Reyes Uranga/Lowenthal) (9/0 Unanimous)

Speakers: Bry Myown
Traci Wilson-Kleekamp
Diana Mann

46. COUNCIL OFFICE: COUNCILMEMBER ROB WEBB, EIGHTH DISTRICT
SUBJECT: Report on Long Beach Airport's effects on residents. (Docs. 111-114)
SUGGESTED ACTION:

Request City Manager to prepare report and that the human impact and safety concerns be added to the scope of the airport environmental impact report.

ACTION: Requested City Manager to prepare for December 2, 2003, a cost feasibility for an overall health impact study to encompass air quality for the Airport, 710 Freeway and Port, and any other identified areas, and potential options to obtain funds.) (Richardson/Baker) (9/0 Unanimous)

ACTION: Requested City Manager to bring back suggestions for review on December 2, 2003 that would discuss further health and economic analysis options to be included in the scope of the EIR related to the airport improvements for a separate study. (Webb/Lerch) (9/0 Unanimous)

Speakers: Thomas Crayhan
Patrick Mulligan
Louis Lester
Gary Shelton
Diana Mann
Bruce Alton
Rae Gebelich
Traci Wilson-Kleekamp
Bry Myown
Katherine Weinhold
John De la Torre
Mike Cole
Larry Boland
Jan Samson
Joe Sopo
Jane Nadeau

47. COUNCIL OFFICE: COUNCILMEMBER VAL LERCH, NINTH DISTRICT

SUBJECT: Recognition for those who participated in the clean-up and make over of DeForest Park. (Doc. 116)

SUGGESTED ACTION:

Receive and file.

ACTION: As recommended. (Lerch/Webb) (9/0 Unanimous)

48. COUNCIL COMMITTEE: MAYOR BEVERLY O'NEILL, CHAIR, CHARTER AMENDMENT COMMITTEE

SUBJECT: Creation of a Government Reform Task Force. (Doc. 117)

SUGGESTED ACTION:

Concur in recommendation of Committee that the formation of a Government Reform Task Force delayed until October 14, 2003, at which time Councilmembers may submit suggestions on Charter issues they feel need to be examined, including recommendations brought forth by the Voice Your Choice Survey and the Mayor's Budget Advisory Committee.

ACTION: Laid over to October 21, 2003. (Baker/Webb) (9/0 Unanimous)

49. DEPARTMENT: CITY MANAGER

SUBJECT: Confirmation of appointment of Christine F. Shippey as Assistant City Manager. (Doc. 118)

SUGGESTED ACTION:

Confirm appointment effective October 11, 2003.

ACTION: As recommended. (Colonna/Baker) (9/0 Unanimous)

50. DEPARTMENT: CITY MANAGER

SUBJECT: First Amendment to Agreement No. 28164 With the Long Beach Area Convention and Visitors Bureau, Inc. (Citywide) (Doc. 119-121)

SUGGESTED ACTION:

Authorize City Manager to execute First Amendment in the amount of \$3,729,000 for a period of one year.

ACTION: As recommended. (Baker/Lowenthal) (9/0 Unanimous)

Speaker: Bry Myown

51. DEPARTMENT: CITY MANAGER

SUBJECT: Agreement with the Public Corporation for the Arts of the City of Long Beach, Inc., to fund arts and cultural activities. (Citywide) (Doc. 122)

SUGGESTED ACTION:

Authorize City Manager to execute agreement in the amount of \$650,000 for a period of one year.

ACTION: As recommended. (Colonna/Lowenthal) (9/0 Unanimous)

52. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: Agreement with Long Beach Community College District to process parking citations. (Districts 5,6) (Doc. 123)

SUGGESTED ACTION:

Authorize City Manager to execute an agreement and any subsequent amendments with the Long Beach Community College District to process parking citations issued on the Long Beach City College campus for the consideration of reimbursement of parking citation processing costs and a percentage of the net revenue derived from payment of these citations.

Increase appropriations in the General Fund (GP) and in the Department of Financial Management (FM) by \$16,437.

ACTION: As recommended. (Colonna/Baker) (9/0 Unanimous)

53. DEPARTMENT: POLICE

SUBJECT: Application of Rakr Foods Incorporated, dba Red Brick Pizza Long Beach, for an original on-sale beer and wine for bonafide eating place alcoholic beverage control license at 250 East 4th Street, Suite A120. (District 1) (Doc. 124)

SUGGESTED ACTION:

Receive and file application; or

Request City Clerk to file protest with California State Department of Alcoholic Beverage Control; or

Request City Clerk to transmit conditions to California State Department of Alcoholic Beverage Control as requested by Councilmember.

ACTION: Received and filed with conditions. (Lowenthal/Baker) (8/0 Unanimous)
(Absent: Kell)

54. DEPARTMENT: PUBLIC WORKS

SUBJECT: Annual Long Beach Airport Noise Budget Analysis Report. (District 5)
(Doc. 104-106)

SUGGESTED ACTION:

Receive and file report.

ACTION: As recommended. (Colonna/Baker) (9/0 Unanimous)

Speaker: Vince Mestre

RESOLUTIONS:

55. DEPARTMENT: ~~CITY CLERK~~

Item
with-
drawn.

~~SUBJECT: Resolution approving and authorizing the destruction of certain records, papers,
and writings by the Department of Community Development/Economic
Development Bureau.~~

~~SUGGESTED ACTION:~~

~~Adopt resolution.~~

56. DEPARTMENT: PLANNING AND BUILDING

SUBJECT: Resolution confirming, readopting and amending filing fees for the administration
of the various provisions of the Planning, Zoning, Subdivision and Environmental
Regulations of the City of Long Beach (2003). (Citywide) (Doc. 125)

SUGGESTED ACTION:

Adopt resolution amending the fee schedule for the Department of Planning and Building
to revise the Mills Act Historic Property Contract application fees for multi-unit residential
condominium historic landmarks, effective immediately.

ACTION: Adopted Resolution No. C-28277. (Colonna/Baker) (9/0 Unanimous)

57. DEPARTMENT: PUBLIC WORKS

SUBJECT: Resolution of intention to vacate a portion of Lakewood Boulevard (formerly La
Plaza) north of Stearns Street and a dedication for the widening of Stearns
Street. (District 5) (Doc. 126)

SUGGESTED ACTION:

Request City Attorney to accept dedication for additional street area.

Adopt resolution.

Set date of hearing for Tuesday, November 11, 2003, at 5:00 P.M.

ACTION: Requested City Attorney to accept dedication for additional street area,
adopted Resolution No. C-28278, and set date of hearing for Tuesday,
November 11, 2003, at 5:00 P.M. (Baker/Colonna) (9/0 Unanimous)

ORDINANCES:

58. DEPARTMENT: LAW

SUBJECT: Ordinance amending the Long Beach Municipal Code by adding Subsection 95 to Section 10.24.076, relating to the parking of oversized vehicles. (Doc. 127)

SUGGESTED ACTION:

Declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

ACTION: As recommended. (Baker/Lowenthal) (9/0 Unanimous)

59. DEPARTMENT: PARKS, RECREATION AND MARINE

SUBJECT: Ordinance amending the Long Beach Municipal Code by adding a new Section 16.16.130 relating to biological reserves. (Citywide) (Doc. 128)

SUGGESTED ACTION:

Declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

ACTION: As recommended. (Baker/Lowenthal) (9/0 Unanimous)

60. DEPARTMENT: PARKS, RECREATION AND MARINE

SUBJECT: Ordinance amending the Long Beach Municipal Code by amending Section 16.08.460 relating to fishing restrictions. (Districts 2,3) (Doc. 129)

SUGGESTED ACTION:

Declare ordinance read and adopted as read.

ACTION: **Adopted Ordinance No. C-7877.** (Baker/Lowenthal) (9/0 Unanimous)

NEW BUSINESS:

61. Affidavit of Service for special meeting of the City Council held October 14, 2003. (Doc. 1)

ACTION: Received and made a part of the permanent record.

62.

63.

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity given to citizens to address the City Council on non-agenda items who have not already addressed the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

Councilmembers made announcements regarding community events.

Councilwoman Richardson requested the meeting adjourn in memory of Quillar Coleman.

Councilwoman Kell requested the meeting adjourn in memory of Beverly Brines.

Councilmember Webb requested the meeting adjourn in memory of Pastor Vina Gay.

Councilmember Colonna requested the meeting adjourn in memory of Monsignor Ernest J. Gualderson.

Adjournment: 12:54 A.M.

REMINDERS:

October 14, 2003, Economic Development and Finance Committee at 2:00 P.M.

October 14, 2003, Housing Authority at 4:30 P.M.

October 14, 2003, Economic Development and Finance Committee (Attorney Client) at 4:50 P.M.

October 21, 2003, Report of Hearing Officer for appeal by Paul S. Williams, attorney for the Estate of Judith J. Coop, of the decision of the Board of Examiners, Appeals and Condemnation regarding property located at 7008 Goldcrest Street.
(Case No. C-7457-06-03) (District 3)

October 21, 2003, Hearing on proposed Zoning Code amendments relating to the design review process, computer arcades, and outdoor sales events. (Citywide)

October 21, 2003, Hearing on paramedic transport rate. (Citywide)

NOTE: An agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Dept., City Hall Plaza Level, 333 W. Ocean Blvd., Long Beach, CA 90802. You may view the agenda or documents on the Internet at **www.longbeach.gov**. E-Mail correspondence can be directed to **cityclerk@longbeach.gov**. Agenda items may be reviewed in the City Clerk Department or the Government Publications Section of the Main Library and at Branch Libraries. Communicate through the Telephone Device for the Deaf (TDD) at (562) 570-6626. If a special accommodation is desired pursuant to the Americans with Disabilities Act, or if you need the agenda provided in an alternate format, please phone Sharon Stone at (562) 570-6938 in the City Clerk Department. Inquire at the City Council Chamber Audio-Visual Room for an assistive listening device.